

Attorney's Docket No. 045011/271086

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

In re: Branch
Appl. No.: 10/720,023
Filed: November 19, 2003
For: ORTHOTIC APPARATUS AND METHOD FOR USING SAME

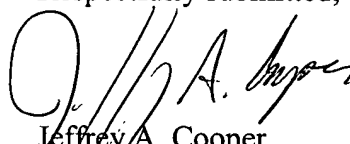
Confirmation No.: 3205
Group Art Unit: 3743
Examiner: Henry Bennett

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**SUBMISSION OF TERMINAL DISCLAIMER
UNDER 37 C.F.R. § 1.321(c)**

Applicant hereby submits the enclosed Terminal Disclaimer Under 37 C.F.R. § 1.321(c) for the above referenced application. The Examiner is authorized to charge Deposit Account No. 16-0605 in the amount of \$65 for a small entity [37 C.F.R. s1.20(d)] and any additional fee that may be required or credit any overpayment.

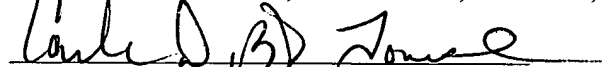
Respectfully submitted,

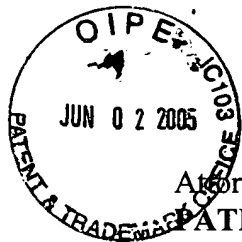

Jeffrey A. Cooper
Registration No. 54,757

CUSTOMER NO. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Atlanta Office (404) 881-7000
Fax Atlanta Office (404) 881-7777

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 31, 2005


Cassandra D. Black-Townsend



Attorney's Docket No. 045011/271086
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Branch Confirmation No.: 3205
Appl. No.: 10/720,023 Group Art Unit: 3743
Filed: November 19, 2003 Examiner Henry Bennett
For: ORTHOTIC APPARATUS AND METHOD FOR USING SAME

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

06/03/2005 MWOLDGE1 00000006 160605 10720023
01 FC:2814 65.00 DA

TERMINAL DISCLAIMER UNDER 37 C.F.R. 1.321(c)

I, Jeffrey A. Cooper, am an attorney of record of the disclaimant, Thomas P. Branch, and am authorized to execute this disclaimer on behalf of Thomas P. Branch. The disclaimant, Thomas P. Branch, having a principal place of business at 203 Rio Circle Decatur, GA 30030, is the owner of all right, title, and interest in the above-identified application.

The disclaimant hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of United States Patent No. 6,669,660, issued December 30, 2003, entitled *Orthotic Apparatus and Method for Using Same*.

Disclaimant further agrees that any patent so granted on the above-identified application, which is the subject of this disclaimer, shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,669,660, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors, or assigns.

Nothing herein shall be construed as a disclaimer of any terminal part of any patent granted on the above-identified application which is prior to the expiration of the full statutory term of U.S. Patent No. 6,669,660 in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(c), has all claims canceled by a reexamination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

In re: Branch
Appl. No.: 10/720,023
Filing Date: November 19, 2003
Page 2

Date: 5/31/05

Customer No. 00826
ALSTON & BIRD LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Atlanta Office (404) 881-7000
Fax Atlanta Office (404) 881-7777

Respectfully submitted,



Jeffrey A. Cooper
Registration No. 54,757